

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with L. Grant Foster on 9/18/2009.

The application has been amended as follows:

Cancel claim 52;

Replace claims 27, 28 and 45 with the following, respectively:

27. (Currently Amended) A portable video game cockpit according to claim 23, further comprising a controller member attached to the second cross member ~~platform~~, the controller member further comprising the controller platform, wherein the controller platform is adjustable with the controller member according to 3 degrees of freedom.

28. (Currently Amended) A portable video game cockpit according to claim 23 wherein the ~~first and second upper members~~ monitor stand comprise a plurality of mounting pads for supporting a video game monitor.

45. (Currently Amended) A portable video game cockpit according to claim 23 wherein the controller platform ~~includes~~ is adapted to receive a steering wheel ~~platform~~.

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Oath/Declaration

It does not state that the person making the oath or declaration acknowledges the duty to disclose to the Office all information known to the person to be material to patentability as defined in 37 CFR 1.56.

2. The oath and declaration filed on March 31, 2004 is defective, the statement made to the disclosure is incorrect, the correct statement should read, "I acknowledge the duty to disclose information which is material to patentability of this application in accordance with Title 37, Code of Federal Regulations Section 1.56. Appropriate correction is REQUIRED.

REASONS FOR ALLOWANCE

The following is an examiner's statement of reasons for allowance: The prior arts fail to show the combination of features as specifically claimed in the pending claims. The prior art does not disclose nor teaches a third and fourth angled members extending in the direction toward the chair, the collapsed position having a vertical height of no more than twelve inches and having a controller platform, a monitor stand and a pedal platform coupled to the portable video cockpit. The prior art Brasseal teaches a sand rail vehicle having a roll cage of similar structure, Brasseal does not teach of having a collapsible structure having a vertical height of no more than twelve inches, controller, monitor, and a pedal platform coupled to the video cockpit. Masaya teaches of a simulated cockpit for playing video games, Masaya does not teach of having side members, nose and chair cross members, upper members and angled members extending toward the chair and structure collapsible to under 12 inches. Karschitz teaches of a collapsible chair and a desk, Karschitz does not teach of removable chair, angled members extending in direction toward the chair and collapsed position having a vertical height of no more than twelve inches, controller,

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monitor and a pedal mount. Dragusin teaches of an integrated video gaming and computer workstation, Dragusin does not teach of having side members, nose and chair cross members, upper members and angled members extending toward the chair and structure collapsible to under 12 inches. There is not teaching or suggestion in the prior art of records that would lead one of ordinary skill in the art to modify these inventions to present the combination of features as specifically claimed.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to KANG HU whose telephone number is (571)270-1344. The examiner can normally be reached on 8-5 (Mon-Thu).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Xuan Thai can be reached on 571-262-7147. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/K. H./

Examiner, Art Unit 3715

/XUAN M. THAI/

Supervisory Patent Examiner, Art Unit 3715